

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

DAYTON VALLEY INVESTORS, LLC, )  
d/b/a/ LAKEMONT HOMES, )  
Plaintiff, )  
vs. )  
UNION PACIFIC RAILROAD )  
COMPANY, )  
Defendant. )

2:08-cv-00127-ECR-RJJ

**ORDER**

This matter is before the Court on Plaintiff's Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witness, and For Sanctions (#65) and Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witnesses and For Sanctions (#66).

The Court having reviewed the Motions (#65 & #66) and the Opposition (#67) and good cause appearing therefore,

IT IS HEREBY ORDERED that Plaintiff's Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witness, and For Sanctions (#65) is **GRANTED** consistent with the Court's Order (#87).

IT IS FURTHER ORDERED that Plaintiff's Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witnesses and For Sanctions (#66) is **GRANTED** consistent with the Court's Order (#87).

....

....

1 IT IS FURTHER ORDERED that the Court declines to impose monetary sanctions  
2 related to these motions. Each party shall bear their own costs.

3 DATED this 24th day of September, 2010.

4  
5   
6 ROBERT J. JOHNSTON  
7 United States Magistrate Judge  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28